IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE A.K.BASHEER

TUESDAY, THE 12TH JUNE 2007 / 22ND JYAISHTA 1929

WP(C).No. 6553 of 2007(E)

PETITIONER:

M.S.PRASAD, AGED 25 YEARS,
S/O.SURENDRAN, U.P.S.A., AIDED U.P.SCHOOL,
MOOLAMCODE, ALATHUR, PALAKKAD DISTRICT.

BY ADV. SRI.GEORGE ABRAHAM

RESPONDENTS:

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1. THE HEADMISTRESS,
AIDED U.P.SCHOOL, MOOLAMCODE, ALATHUR,
PALAKKAD DISTRICT.

2. THE ASSISTANT EDUCATIONAL OFFICER,
ALATHUR.

3. THE DISTRICT EDUCATIONAL OFFICER,
PALAKKAD.

4. THE DIRECTOR OF PUBLIC INSTRUCTIONS,
THIRUVANANTHAPURAM.

BY ADV. SRI.K.T.SHYAMKUMAR
SR.GOVERNMENT PLEADER SRI.T.T.MUHAMOOD

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 12/06/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIONER'S EXHIBITS:

Ext.P1: True copy of appointment order dated 1.6.2005 issued by A.E.O., Alathur to the petitioner.

Ext.P2: True copy of Staff fixation order of the school for the year 2006-07.

Ext.P3: True copy of petitioner's representation dated 15.2.2007 to the Assistant Educational Officer, Alathur.

Ext.P4: True copy of the representation dated 4.6.2007 submitted by the petitioner before the 4th respondent.

RESPONDENT'S EXHIBITS:

Ext.R1(a): True copy of the visiting report of the Super Check Cell, Malabar Region, Kozhikode entered in the inspection book.

Ext.R1(b): True copy of the inspection report entered in the inspection book by the Super Check Officer.

Ext.R1(c): True copy of the order dated 17.11.2005 issued by the DPI.

Ext.R1(d): True copy of the roll strength in the school as on 13.1.2007.

// True copy //

P.A. to Judge

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A.K.BASHEER, J.

W.P.(C)No.6553 OF 2007

Dated this the 12th day of June, 2007

JUDGMENT

Learned counsel for the parties submit that the primary issue involved in this writ petition is pending consideration before the Director of Public Instruction. It is contended on behalf of the petitioner that he has also preferred Ext.P4 representation before the same authority. He prays that an appropriate direction may be issued to respondent no.4, the Director of Public Instruction, to consider and pass orders on Ext.P4 along with the matter already pending before the said officer.

2. Learned Government Pleader submits that if Ext.P4 has been preferred as contended by the petitioner, it will also be taken up for consideration along with the pending matter and a decision thereon will be taken expeditiously. It is pointed out by learned Government Pleader that the Director has already issued notice to all the parties concerned and by

this time petitioner might have received notice from the Director.

3. In the above facts and circumstances, writ petition is disposed of with a direction to respondent no.4 to consider and pass orders on Ext.P4 along with the connected matter pending before him. Needless to mention that petitioner, respondent no.4 and all others who are likely to be affected by the order that may be passed, shall be afforded sufficient opportunity to be heard before any decision is taken in the matter. This shall be done as expeditiously as possible, at any rate, within two months from the date of receipt of a copy of this judgment. Petitioner shall produce a copy of the writ petition along with a certified copy of the judgment before respondent no.4 for compliance.

Writ petition is disposed of as above.

A.K.BASHEER, JUDGE

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